

United States District Court, Northern District of Illinois

Name of Assigned Judge or Magistrate Judge	James B. Moran	Sitting Judge if Other than Assigned Judge	
CASE NUMBER	00 C 1975	DATE	10/3/2001
CASE TITLE	Top Rank, Inc. Vs. JRS Hideout, Inc. etc. et al.		

[In the following box (a) indicate the party filing the motion, e.g., plaintiff, defendant, 3rd party plaintiff, and (b) state briefly the nature of the motion being presented.]

MOTION:

Memorandum Opinion and Order

DOCKET ENTRY:

- (1) ☐ Filed motion of [use listing in "Motion" box above.]
- (2) ☐ Brief in support of motion due _____.
- (3) ☐ Answer brief to motion due _____. Reply to answer brief due _____.
- (4) ☐ Ruling/Hearing on _____ set for _____ at _____.
- (5) ☐ Status hearing[held/continued to] [set for/re-set for] on _____ set for _____ at _____.
- (6) ☐ Pretrial conference[held/continued to] [set for/re-set for] on _____ set for _____ at _____.
- (7) ☐ Trial[set for/re-set for] on _____ at _____.
- (8) ☐ [Bench/Jury trial] [Hearing] held/continued to _____ at _____.
- (9) ☐ This case is dismissed [with/without] prejudice and without costs[by/agreement/pursuant to]
☐ FRCP4(m) ☐ General Rule 21 ☐ FRCP41(a)(1) ☐ FRCP41(a)(2).
- (10) ☒ [Other docket entry] Enter Memorandum Opinion and Order. Defendant Darlene Cole Conley filed a motion to dismiss. Because she included various materials outside the complaint we treated it as a motion for summary judgment. The motion for summary judgment is denied.
- (11) ☒ [For further detail see order attached to the original minute order.]

<input type="checkbox"/> No notices required, advised in open court. <input type="checkbox"/> No notices required. <input type="checkbox"/> Notices mailed by judge's staff. <input type="checkbox"/> Notified counsel by telephone. <input checked="" type="checkbox"/> Docketing to mail notices. <input type="checkbox"/> Mail AO 450 form. <input type="checkbox"/> Copy to judge/magistrate judge.		COURTROOM DEPUTY'S INITIALS WAH	OCT -4 AM 8:09	number of notices OCT 04 2001 date docketed [Signature] docketing deputy initials date mailed notice mailing deputy initials	Document Number 24
Date/time received in central Clerk's Office					

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION

TOP RANK, INC., a Nevada
corporation,

Plaintiff,

vs.

No. 00 C 1975


JRS HIDEOUT, INC., a dissolved
Illinois corporation d/b/a LA Hideout,
and REYNALDO FROYLAN,
DARLENE COLE CONLEY and
VICKI PHILLIPS,

Defendants.

MEMORANDUM OPINION AND ORDER

Defendant Darlene Cole Conley filed a motion to dismiss. Because she included various materials outside the complaint we treated it as a motion for summary judgment and asked plaintiff to respond. Plaintiff did so, including an exhibit, a copy of a liquor license that purportedly is signed by Darlene Cole Conley as the corporation owner. That is enough to defeat the motion and to permit plaintiff to take Conley's deposition to test her affidavit and to seek an explanation of the liquor license. The motion for summary judgment is denied.

Oct. 3, 2001.


JAMES B. MORAN
Senior Judge, U. S. District Court

DOCKETED

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